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FILED	LODGED
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AUG 27 2021	
CLERK U.S. DISTRICT COURT	
WESTERN DISTRICT OF WASHINGTON AT TACOMA	
BY	DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

Prelest J. Smith

\_\_\_\_\_  
\_\_\_\_\_,

Plaintiff(s),

v.

Tacoma Police Dept  
Officer Schillens

\_\_\_\_\_,

Defendant(s).

CASE NO. 3:21-cv-05624-BHS  
[to be filled in by Clerk's Office]

COMPLAINT FOR A CIVIL CASE

Jury Trial:  Yes  No

I. THE PARTIES TO THIS COMPLAINT

A. Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Prelest J. Smith

Street Address

826 St. Helens Ave #301

City and County

Tacoma, WA 98402

State and Zip Code

Telephone Number

(213) 644-0347

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1 B. Defendant(s)

2 Provide the information below for each defendant named in the complaint, whether the  
3 defendant is an individual, a government agency, an organization, or a corporation. For an  
4 individual defendant, include the person's job or title (if known). Attach additional pages if  
needed.

5 Defendant No. 1

6 Name

Officer Schillen's

Tacoma Police Dept

7 Street Address

TACOMA, WA

8 City and County

9 State and Zip Code

Telephone Number

10 Defendant No. 2

11 Name

Tacoma Police Dept

12 Job or Title (if known)

13 Street Address

14 City and County

TACOMA WA

15 State and Zip Code

16 Telephone Number

17 Defendant No. 3

18 Name

19 Job or Title (if known)

20 Street Address

21 City and County

22 State and Zip Code

23 Telephone Number

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1 Defendant No. 4

2 Name \_\_\_\_\_

3 Job or Title (*if known*) \_\_\_\_\_

4 Street Address \_\_\_\_\_

5 City and County \_\_\_\_\_

6 State and Zip Code \_\_\_\_\_

7 Telephone Number \_\_\_\_\_

## II. BASIS FOR JURISDICTION

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? (*check all that apply*)

17  Federal question

Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

A. If the Basis for Jurisdiction Is a Federal Question

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

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1       B. If the Basis for Jurisdiction Is Diversity of Citizenship

2           1. The Plaintiff(s)

3            a. If the plaintiff is an individual.

4       The plaintiff (name) Prelest Smith, is a citizen of the  
5 State of (name) Washington.

6           b. If the plaintiff is a corporation.

7       The plaintiff, (name) Prelest Smith, is incorporated under  
8 the laws of the State of (name) washington, is incorporated under  
9 the laws of the State of (name) \_\_\_\_\_, and has its principal  
10 place of business in the State of (name) \_\_\_\_\_.

11       *(If more than one plaintiff is named in the complaint, attach an additional page providing  
the same information for each additional plaintiff.)*

13           2. The Defendant(s)

14           a. If the defendant is an individual.

15       The defendant, (name) Officer Schillen's, is a citizen of the  
16 State of (name) Tacoma Washington. Or is a citizen of  
17 (foreign nation) \_\_\_\_\_.

18           b. If the defendant is a corporation.

19       The defendant, (name) Tacoma Police Dept, is incorporated under  
20 the laws of the State of (name) washington, and has its principal  
21 place of business in the State of (name) \_\_\_\_\_.

22       Or is incorporated under the laws of (foreign nation) \_\_\_\_\_,  
23 and has its principal place of business in (name) \_\_\_\_\_.

24       *(If more than one defendant is named in the complaint, attach an additional page  
providing the same information for each additional defendant.)*

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1           3. The Amount in Controversy.

2           The amount in controversy-the amount the plaintiff claims the defendant owes or the  
3 amount at stake-is more than \$75,000, not counting interest and costs of court, because (*explain*):

4           I can not go anywhere and get a  
5           Sob Inn told there not hire our  
6           you need experience. They have seen  
7           the paper and people take pictures of  
8           me ~~not~~ no one will hire me because  
9           of this officer not being truthful

III. STATEMENT OF CLAIM

10          Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as  
11          possible the facts showing that each plaintiff is entitled to the damages or other relief sought.  
12          State how each defendant was involved and what each defendant did that caused the plaintiff  
13          harm or violated the plaintiff's rights, including the dates and places of that involvement or  
14          conduct. If more than one claim is asserted, number each claim and write a short and plain  
15          statement of each claim in a separate paragraph. Attach additional pages if needed.

16          this office has jeopardize my life  
17          my living my children he has made  
18          my life hell. I someone will hire  
19          my side. The jail took a U.A. from me  
20          me no meth in my U.A. \*

IV. RELIEF

21          State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do  
22          not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing  
23          at the present time. Include the amounts of any actual damages claimed for the acts alleged and  
24          the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts,  
25          and the reasons you claim you are entitled to actual or punitive money damages.

26          I am asking for the damage  
27          this has put me & my kids through  
28          I am asking for over 1 million

V. CERTIFICATION AND CLOSING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my  
knowledge, information, and belief that this complaint: (1) is not being presented for an improper

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1 purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation;  
2 (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or  
3 reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so  
4 identified, will likely have evidentiary support after a reasonable opportunity for further  
5 investigation or discovery; and (4) the complaint otherwise complies with the requirements of  
6 Rule 11.

7 I agree to provide the Clerk's Office with any changes to my address where case-related  
8 papers may be served. I understand that my failure to keep a current address on file with the  
9 Clerk's Office may result in the dismissal of my case.

10 Date of signing: 8/27/21

11 Signature of Plaintiff 

12 Printed Name of Plaintiff Prelest Smith

13

14 Date of signing: \_\_\_\_\_

15 Signature of Plaintiff \_\_\_\_\_

16 Printed Name of Plaintiff \_\_\_\_\_

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18 Date of signing: \_\_\_\_\_

19 Signature of Plaintiff \_\_\_\_\_

20 Printed Name of Plaintiff \_\_\_\_\_

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E-FILED  
IN COUNTY CLERK'S OFFICE  
PIERCE COUNTY, WASHINGTON

July 20 2021 11:56 AM

KEVIN STOCK  
COUNTY CLERK

SUPERIOR COURT OF WASHINGTON FOR PIERCE COUNTY

STATE OF WASHINGTON

CAUSE NO. 21-1-01847-3

Plaintiff,

vs.

DECLARATION FOR DETERMINATION OF  
PROBABLE CAUSE  
(ADPC)

PREIEST DARRIN SMITH,

AKA

DARRIN SMITH

PREIEST DARREN SMITH

PREIEST DARRIN SMITH,

JR

PREIEST D SMITH

SARRIN SMITH PRSIEST

SMITH DPREIEST

SMITH DPREISEST

SMITH SHERMAN

Defendant.

DOB: 02/17/1973

MAUREEN C. GOODMAN declares under penalty of perjury:

That I am a deputy prosecuting attorney for Pierce County and I am familiar with the police report and/or investigation conducted by the TACOMA POLICE DEPARTMENT, incident number 2120000960;

That the police report and/or investigation provided me the following information;

That in Pierce County, Washington, on or about July 18, 2021, the defendant, PREIEST DARRIN SMITH, did commit assault in the second degree and unlawful imprisonment.

According to Officer Schillen's report, he and other officers were dispatched to investigate a reported burglary in progress. The reporting party, later identified as the defendant, had called 911 and reported that a woman had broken into his apartment and that he had handcuffed and maced her. The original call had come in an hour

1 earlier and 911 had tried to call back but did not get an answer.

2  
3 Upon arrival, the officers were contacted by the defendant at the front entrance.  
4 The defendant wanted the officers to go to his apartment and arrest the female. The  
5 defendant stated that he did not know the female and that he had maced her and had  
6 her handcuffed in the kitchen. When asked if the female had any other injuries, the  
7 defendant stated that she had blood on her face from him "taking her down." The  
8 officers entered the defendant's through the unlocked door and found V.D.G. in the  
9 kitchen sitting on the floor. V.D.G. had her arms behind her back and there were plastic  
10 handcuffs on her wrists. There was also a blue USB cable wrapped around both wrists.  
11 V.D.G. had a bloody nose, some bruising around her chin and both eyes were swollen.  
12 There was also bruising on her arms. Officers removed the restraints and took V.D.G.  
13 outside. Medical Aid was summoned to evaluate V.D.G.  
14

15 V.D.G. reported that she did not break into the apartment and was the victim of an  
16 assault and being held hostage. V.D.G. appeared to possibly be under the influence of  
17 a substance or having a mental state issue. V.D.G. stated that she was in Lakewood  
18 and attempting to prostitute herself when the defendant picked her up and took her to  
19 his apartment. They did not have sex but smoked methamphetamine during the night  
20 and into the morning hours. At one point, V.D.G. attempted to leave through the front  
21 door but the defendant prevented her from leaving. The defendant accused her of  
22 stealing methamphetamine and was beaten and tied up over the course of a couple of  
23 hours. V.D.G. stated that the defendant punched her multiple times and maced her.  
24 She was tied up twice. Medical Aid reported that V.D.G. may have a broken nose and  
25 transported her to the hospital for evaluation.  
26

17 The defendant reported that he returned home at approximately 12:30 and entered  
18 his apartment. The defendant stated he heard sounds and then found V.D.G. in his  
19 bedroom looking for things. The defendant stated that he pepper sprayed V.D.G. in the  
20 face and put her on the bed. The defendant stated that he put the plastic handcuffs on  
21 V.D.G. and also used the USB cord as the handcuffs were fake. The defendant then  
22 opened the windows and got a wet towel for V.D.G.'s face. The defendant stated he  
23 unlocked his door with a key when he returned. The apartment complex entrances are  
24 only accessible with a key card and there was no damage to the defendant's door. The  
25 defendant stated that anyone could gain access using a crowbar to pry open the  
26 deadbolt lock. When asked about the significant injuries to V.D.G.'s face, the defendant  
stated that the injuries were already there and he did not cause them. When told of  
V.D.G.'s allegations, the defendant stated she was lying and that he was in Seattle all  
night with friends and family but would not provide any name to contact for verification.  
The defendant was arrested and a search of his person revealed a baggie containing  
suspected methamphetamine. The defendant stated it was not his and he did not know  
how it had come to be in his possession.

PREIEST DARRIN SMITH-21-1-01847-3 -3647734

1 I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE  
2 OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

3 DATED: July 20, 2021.

4 PLACE: TACOMA, WA

5 /s/ MAUREEN C. GOODMAN  
6 MAUREEN C. GOODMAN, WSB#  
7 34012  
8 Deputy Prosecuting Attorney

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